JC04 Rec'd PCT/PTO 06 JUL 2005

Approved for use through 3/31/2007. OMB 0651-0205 Approved for use through 3/31/2007. OMB 0651-0202 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 TERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE ATTTORNEY'S DOCKET NUMBER 0470-052056 U.S. APPLICATION NO. (If known, see 37 CFR 1.5) PRIORITY BAYE CLAIMED

INTERNATIONAL APPLICATION NO. PCT/NL2004/000006 07.01.2004 (January 07, 2004) 07.01.2003 (January 07, 2003) TITLE OF INVENTION A Method of Improving Nutrient Utilisation by a Mammal and a Composition for Use Therein APPLICANT(S) FOR DO/EO/US Laura M'RABET and Belinda POTAPPEL-VAN'TLAND Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. The US has been elected (Article 31). A copy of the International Application as filed (35 U.S.C. 371(c)(2)) is attached hereto (required only if not communicated by the International Bureau). has been communicated by the International Bureau. is not required, as the application was filed in the United States Receiving Office (RO/US). An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). is attached hereto. has been previously submitted under 35 U.S.C. 154(d)(4). 1 Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) are attached hereto (required only if not communicated by the International Bureau), have been communicated by the International Bureau. have not been made; however, the time limit for making such amendments has NOT expired. have not been made and will not be made. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: An Information Disclosure Statement under 37 CFR 1.97 and 1.98. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. A preliminary amendment. An Application Data Sheet under 37 CFR 1.76. A substitute specification. A power of attorney and/or change of address letter. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825. A second copy of the published International Application under 35 U.S.C. 154(d)(4). A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). Other items or information:

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO-1390 (Rev. 02-2005)
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U.S. APPLICATI	ON NO. (if knowr			PPLICATION NO.	ATTORNEY'S DO	CKET NUMBER	
	10/5	41566	PCT/NL2004/000	006	0470-052056		
The following fees have been submitted					CALCULATIONS	PTO USE ONLY	
21.  Basic national fee\$300				\$300	\$ 300.00		
22.  Examination fee  If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4)					\$ 200.00		
23. Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority					\$ 400.00		
TOTAL OF 21, 22 and 23 =					\$ 900.00		
Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium).  The fee is \$250 for each additional 50 sheets of paper or fraction thereof.							
Total Sheets	Extra Sheets		h additional 50 or fraction up to a whole number)	RATE	0		
22 - 100 =	/50 =			x \$250	\$	A	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).					\$ 130.00		
CLAIMS	NUMB	ER FILED	NUMBER EXTRA	RATE	\$		
Total claims	20	- 20 =	0	x \$ 50	\$ 0		
Independent clain	ns 2	- 3 =	0	× \$200	\$ 0		
MULTIPLE DEPE	NDENT CLAIM(S	if applicable)	<u> </u>	+ \$360	\$ 0	<del></del>	
TOTAL OF ABOVE CACULATIONS =					\$ 1,030.00		
Applicant clai	ms small entity st	0					
		\$ 1,030.00					
Processing fee of claimed priority da		\$ 0					
		\$ 1,030.00					
Fee for recording by an appropriate		\$ · 0					
TOTAL FEES ENCLOSED =					\$ 1,030.00		
					Amount to be refunded:	\$	
					Amount to be charged:	\$	
a. A check in the amount of \$ 1,030.00 to cover the above fees is enclosed.							
b. Please charge my Deposit Account No in the amount of \$ to cover the above fees.  A duplicate copy of this sheet is enclosed.							
c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit t Account No. <u>23-0650</u> . A duplicate copy of this sheet is enclosed.							
d. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.							
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.							
SEND ALL CORRESPONDENCE TO:							
William H. Log		1 / /					
Webb Ziesen		ogsdop					
436 Seventh			<del></del>				
Pittsburgh, PA 15219-1818 Telephone: (412) 471-8815 22,132							
Facsimile: (4		ON NUMBER					

Application No. Not Yet Assigned

Paper Dated: July 6, 2005

In Reply to USPTO Correspondence of N/A

Attorney Docket No. 0470-052056

Customer No. 28289

JC14 Rec'd PCT/PTO 0 6 JUL 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.

: Not Yet Assigned

**Applicants** 

: Laura M'RABET et al.

Filed

Concurrently Herewith

Title

A METHOD OF IMPROVING NUTRIENT

UTILISATION BY A MAMMAL AND A COMPOSITION FOR USE THEREIN

International Application

No. PCT/NL2004/00006

International Filing Date

: 07 January 2004

Priority Date Claimed

07 January 2003

**MAIL STOP PCT** 

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## **LETTER RECOGNIZING ATTORNEYS**

Sir:

Enclosed are appropriate papers for initiating the national phase of the aboveidentified PCT application, comprising a specification, claims and drawings. A Preliminary Amendment is also enclosed.

Please accept the application for purposes of granting a filing date and recognize William H. Logsdon, Barbara E. Johnson and Gwen R. Acker Wood, Registration Nos. 22,132, 31,198 and 51,027, respectively, as attorneys in this application, pending the filing of a formal Declaration and Power of Attorney.

Kindly direct all communications relating to this application to William H. Logsdon.

Respectfully submitted,

WEBB ZIESENHEIM LOGSDON ORKIN & HANSON, P.C.

William H. Løgsdøn, Reg. No. 22,132

Attorney for Applicants 700 Koppers Building 436 Seventh Avenue

Pittsburgh, PA 15219-1818 Telephone: 412/471-8815

Facsimile: 412/471-4094

# JC14 Rec'd PCT/PTO 0 6 JUL 2005 PATENT APPLICATION/PCT

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:	ATTORNEY'S DOCKET NUMBER		
Laura M'RABET and Belinda POTAPPEL-VAN'TLAND	0470-052056		
PCT/NL2004/000006			
ENTITLED			
"A METHOD OF IMPROVING N A MAMMAL AND A COMPOSIT			

To MAIL STOP PCT

Attention: DO/EO/US Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### **EXPRESS MAIL CERTIFICATE**

"Express Mail" Label Number EL971224947US

Date of Deposit \_\_\_\_ July 6, 2005

I hereby certify that the following attached papers or fees

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/
ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER
35 U.S.C. 371 (original and two (2) copies) and check in amount
of \$1,030.00 for filing fee and surcharge fee for late Declaration
LETTER RECOGNIZING ATTORNEYS
PRELIMINARY AMENDMENT with ABSTRACT
WO 2004/060081 – FRONT PAGE with ABSTRACT, SPECIFICATION,
CLAIMS, DRAWINGS and SEARCH REPORT (22 pp.)
Form PCT/IB/306 (1 p.)

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 22313-1450.

Nora Ann Pastrick
(Typed name of person mailing paper or fee)

(Signature of person mailing paper or fee)